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| <b>INFORMATION DISCLOSURE<br/>STATEMENT BY APPLICANT</b><br>Form PTO-1449 (Modified)<br>(Use several sheets if necessary) |                       |    |   | <b>COMPLETE IF KNOWN</b> |               |
|                                                                                                                           |                       |    |   | Application Number       | 10/594,130    |
|                                                                                                                           |                       |    |   | Confirmation Number      | 7080          |
|                                                                                                                           |                       |    |   | Filing Date              | June 27, 2007 |
|                                                                                                                           |                       |    |   | First Named Inventor     | Toki          |
|                                                                                                                           |                       |    |   | Group Art Unit           | 1638          |
| Examiner Name                                                                                                             | Worley, Cathy Kingdom |    |   |                          |               |
| Sheet                                                                                                                     | 1                     | of | 1 | Attorney Docket No.      | 59150-8038    |

| <b>U.S. PATENT DOCUMENTS</b>         |          |                            |                      |                                                |                                                      |
|--------------------------------------|----------|----------------------------|----------------------|------------------------------------------------|------------------------------------------------------|
| Examiner Initials*                   | Cite No. | U.S. Patent or Application |                      | Name of Patentee or Inventor of Cited Document | Date of Publication or Filing Date of Cited Document |
|                                      |          | NUMBER                     | Kind Code (if known) |                                                |                                                      |
| <i>O.I.P.E 14024</i>                 |          |                            |                      |                                                |                                                      |
| <i>JUL 28 2008</i>                   |          |                            |                      |                                                |                                                      |
| <i>PATENT &amp; TRADEMARK OFFICE</i> |          |                            |                      |                                                |                                                      |

| <b>FOREIGN PATENT DOCUMENTS</b> |          |                               |              |                      |                                                                                 |                                                      |                                                                           |   |
|---------------------------------|----------|-------------------------------|--------------|----------------------|---------------------------------------------------------------------------------|------------------------------------------------------|---------------------------------------------------------------------------|---|
| Examiner Initials*              | Cite No. | Foreign Patent or Application |              |                      | Name of Patentee or Applicant of Cited Document                                 | Date of Publication or Filing Date of Cited Document | Pages, Columns, Lines, Where Relevant Passages or Relevant Figures Appear | T |
|                                 |          | Office                        | NUMBER       | Kind Code (if known) |                                                                                 |                                                      |                                                                           |   |
| /C.K.W./                        | 1.       | EP                            | EP 1 198 985 | A1                   | Japan as Represented by Dir. Gen. of National Inst. of Agrobiological Resources | <i>4/26/02</i>                                       |                                                                           |   |
|                                 |          |                               |              |                      |                                                                                 |                                                      |                                                                           |   |

| <b>OTHER NON PATENT LITERATURE DOCUMENTS</b> |          |                                                                                                                                                                                                                                                                 |  |  |  |   |  |
|----------------------------------------------|----------|-----------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------|--|--|--|---|--|
| Examiner Initials*                           | Cite No. | Include name of the author (in CAPITAL LETTERS), title of the article (when appropriate), title of the item (book, magazine, journal, serial, symposium, catalog, etc.), date, page(s), volume issue number(s), publisher, city and/or country where published. |  |  |  | T |  |
| /C.K.W./                                     | 2.       | PARK, H-D., et al. (1995). "Construction of Binary Vectors for the Rice Transformation Using a Rice Actin Promoter and Replication Origin of pTi12 Isolated from Agrobacterium tumefaciens KU12." J. Plant. Biol. 38(4):365-371. Jan. 1, 1995.                  |  |  |  |   |  |
| /C.K.W./                                     | 3.       | TOKI, S. et al., "Early infection of scutellum tissue with Agrobacterium allows high-speed transformation of rice", <i>The Plant Journal</i> , 47:969-976 (2006).                                                                                               |  |  |  |   |  |

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| EXAMINER                                                                                                                                                                                                                                              | /Cathy K. Worley/ | DATE CONSIDERED |
| 09/30/2008                                                                                                                                                                                                                                            |                   |                 |
| *EXAMINER: Initial if reference considered, whether or not criteria is in conformance with MPEP 609. Draw line through citation if not in conformance <u>and</u> not considered. Include copy of this form with next communication to application(s). |                   |                 |